

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

ROGELIO ESCAMILLA,

Plaintiff,

vs.

**BERRY PLASTICS CORPORATION d/b/a
TYCO PLASTICS
Defendant.**

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CIVIL ACTION NO: 08 C 656

Judge Norgle

Magistrate Judge Valdez

DEFENDANT'S MOTION TO SUBSTITUTE COUNSEL

COMES NOW Defendant and moves to substitute its counsel of record as follows:

1. Jonathan S. Harbuck, Esq., admitted *pro hac vice*, has resigned from The Kullman Firm.

2. Defendant requests that F. Daniel Wood Jr., of The Kullman Firm, be substituted for Mr. Harbuck as one of its counsel of record in this action.

3. Contemporaneous with this motion, Mr. Wood has filed an Application for Leave to Appear Pro Hac Vice and submitted the appropriate fee.

4. Mr. Wood's contact information is as follows:

F. Daniel Wood, Jr.
The Kullman Firm
600 University Park Place, Suite 340
Birmingham, Alabama 35209
205-871-5858 (t)
205-871-5874 (f)
fdw@kullmanlaw.com

WHEREFORE, PREMISES CONSIDERED, Defendant moves to remove Jonathan S. Harbuck as counsel of record, and to substitute F. Daniel Wood Jr. as counsel of record.

s/ Donald J. McNeil
One of the Attorneys for Defendant
Berry Plastics Corporation

Donald J. McNeil, #6193106
BARNES & THORNBURG, LLP
One North Wacker Drive
Suite 4400
Chicago, Illinois 60606
312-357-1313
312-759-5646 (FAX)

F. Daniel Wood Jr. (ASB-6822-D65F)*
THE KULLMAN FIRM
600 University Park Place, Suite 340
Birmingham, Alabama 35209
205-871-5858
205-871-5874 (FAX)

**Application for Leave to Appear Pro Hac Vice separately filed.*

CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Robert M. Foote, Esq.
Stephen W. Fung, Esq.
Ryan A. Blay, Esq.
FOOTE, MEYERS, MIELKE & FLOWERS, LLC
28 North First Street
Suite 2
Geneva, IL 60134

Kathleen C. Chavez
CHAVEZ LAW FIRM, P.C.
28 North First Street
Suite 2
Geneva, IL 60134

Peter L. Currie, Esq.
THE LAW FIRM OF PETER L. CURRIE, P.C.
536 Wing Street
St. Charles, IL 60174

s/ Donald J. McNeil